

REMARKS

**Information Disclosure Statement**

The applicant submitted an Information Disclosure Statement with the application as originally filed on 11/30/01 (a copy of the IDS is attached together with a copy of the postcard evincing receipt by the USPTO). However, the examiner did not include a copy of the initialed form PTO-1449 with the present office action. The applicant respectfully requests the examiner to consider the IDS and provide an initialed copy of form PTO-1449 with the next office action.

**Claim Rejections – 35 USC §102**

The examiner rejected claims 1-8, 10-11, and 13-14 under USC §102(e) as anticipated by U.S. Patent Application 2002/0031330A1 to Ono et al.. The applicant respectfully disagrees.

Claims 1 and 10 have been amended without altering their scope in order to clarify the features of applicant's inventions.

Regarding claim 10, Ono does not disclose or suggest an audio/video (A/V) system comprising a buffer coupled to a storage management system and having a plurality of separate buffer portions, each buffer portion being in communication with the storage management system to receive data of packets having program identification data related to a single A/V program within a transport stream and to store the data of the packets separate from data of packets having program identification data related to different A/V programs within the transport stream.

In contrast, Ono discloses in FIG. 3 a recording buffer 103 for storing data packets of a single program (see paragraph 0122). That is, Ono discloses an A/V system which

extracts and records a single program from a multi-program transport stream, whereas claim 10 recites a buffer having a plurality of buffer portions, wherein each buffer portion for storing data packets of an identified A/V program within a transport stream. An example embodiment is shown in FIG. 3 of applicant's specification as a buffer 16 having a plurality of separate buffer portions for storing individual A/V programs P1-Pn extracted from a multi-program transport stream received through interface 10 (see page 10, lines 11-18). The rejection should be withdrawn since Ono does not disclose or suggest this modification.

Regarding claim 1, Ono does not disclose or suggest a method of storing a plurality of audio/video (A/V) programs within a program stream, including to store data of packets relating to a single A/V program within the transport stream in a buffer portion separate from buffer portions for data of packets having program identification data related to different A/V programs within the transport stream. The rejection should be withdrawn.

The rejection of the remaining claims should be withdrawn for at least the reasons set forth above.

### **Claim Rejections – 35 USC §103**

The examiner rejected claims 9 and 12 under 35 USC §103(a) as unpatentable over Ono in view of US Patent No. 6,973,258 to Yoo. The rejections should be withdrawn for at least the reasons set forth above.

### **Allowable Subject Matter**

The examiner indicated that claim 15 would be allowed if rewritten in independent form including all of the limitations of the base claim and intervening claims. Accordingly, the above claim amendments include a new independent claim 16 which includes the

limitations recited in claim 10 and claim 15. The applicant respectfully requests the examiner allow claim 16.

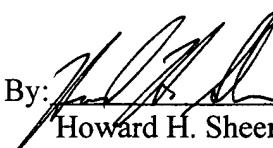
CONCLUSION

The above amendments to the claims do not raise new issues or add new matter; the applicant respectfully requests the examiner to enter the amendments. In view of the above amendments and remarks, the rejections under 35 USC §102 and 35 USC §103 should be withdrawn. The examiner is encouraged to contact the undersigned over the telephone in order to resolve any remaining issues that may prevent the immediate allowance of the present application.

Respectfully submitted,

Date: 4/24/06

By:

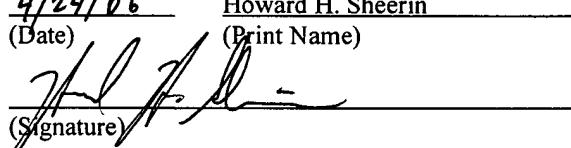
  
Howard H. Sheerin  
Reg. No. 37,938  
Tel. No. (303) 765-1689

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

4/24/06  
(Date)

Howard H. Sheerin  
(Print Name)

  
(Signature)

**UTILITY/DESIGN PATENT**Date: 11-30-01

(application)

Rec'd in the U.S.P.T.O. on the date stamped hereon via:

Express Mail #: EL 613491931US Atty: JTS /MOTHAtty. Dkt. #: K3541001 Applicant: WilshireTitle: A SYSTEM AND A METHOD FOR STORING AUDIO/VIDEO...VERIFIED BY: Asst: ad Quality Control: D.S.

Patent Appln. in 16 pgs. incl. Spec and 15 Claims  
 Transmittal is Duplicate 3 pgs. of Drawings  
 Preliminary Amendment in    pgs.  Power of Atty. by assignee;  
 Decl. and Power of Atty.  copy of Assignment  
 Decl. by Inventor(s)  Small Entity Statement(s)  
 Filed Signed/Unsigned  
 Assignment in    pgs.  
 Information Disclosure Statement; PTO-1449 w/ 1 Ref(s)  
 Check for \$    Filing Fee  
 Check for \$    for Assignment

 Return Postcard

Donald R. Turner  
WESTERN DIGITAL CORPORATION  
20511 Lake Forest Drive  
Irvine, CA 92630



K35A1001 (WESDIG.078A)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	James C. Wilshire	)	Group Art Unit Unknown
App. No.	:	Unknown	)	
Filed	:	Herewith	)	
For	:	A SYSTEM AND A METHOD FOR STORING AUDIO/VIDEO PROGRAMS ON A HARD DISK DRIVE FOR PRESENTATION TO A VIEWER	)	
Examiner	:	Unknown	)	
			)	
			)	
			)	
			)	

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed is form PTO-1449 listing references that are also enclosed. This Information Disclosure Statement is being filed within three months of the filing date of this application or upon filing if this is a CPA or RCE, and no fee is required in accordance with 37 C.F.R. § 1.97(b)(1), (b)(2), or (b)(4).

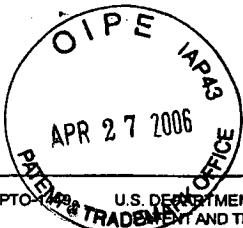
Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: NOVEMBER 30, 2001

By:

*Jerry T. Sewell*  
Jerry T. Sewell  
Registration No. 31,567  
Attorney of Record  
620 Newport Center Drive  
Sixteenth Floor  
Newport Beach, CA 92660  
(949) 760-0404



SHEET 1 OF 1

<b>U. S. DEPARTMENT OF COMMERCE</b> <b>U. S. PATENT AND TRADEMARK OFFICE</b>		<b>ATTY. DOCKET NO.</b> <b>K35A1001 (WESDIG.078A)</b>	<b>APPLICATION NO.</b> <b>Unknown</b>
<b>INFORMATION DISCLOSURE STATEMENT</b> <b>BY APPLICANT</b>		<b>APPLICANT</b> <b>James C. Wilshire</b>	
<b>(USE SEVERAL SHEETS IF NECESSARY)</b>		<b>FILING DATE</b> <b>Hersewith</b>	<b>GROUP</b> <b>Unknown</b>

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
	Texas Instruments Data Manual, TSB42AA4/TSB42AB4 (ceLynx), June 2000

H:\DOCS\MOH\MOH-6518.DOC:ad  
113001

EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 608; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	